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ATTN:

Examiner Robert R. Raevis

Appl'n No.

10/823,013

FROM:

Batty E. Negrin

LEVISOHN, BERGER & LANGSAM, LLP

DATE:

April 20, 2005

Inventor:

McMahon

PAGES INCLUDING THIS COVER SHEET: 2

CONFIRMATION BY MAIL TO FOLLOW - - YES - NO

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PTO/SB/30 (08-03) Approved for use through 07/31/2008, OMB 0651-0031

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REQUEST FOR CONTINUED EXAMINATION (RCE) **TRANSMITTAL**

Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Application Number	nber 10/823.013			
Filing Date	APRIL 12, 2004			
First Named Inventor	McMahon, Stephen M.			
Art Unit	2856			
Examiner Name	Raevis, Robert R.			
Attomey Docket Number	822.173			

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheat for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).					
a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.					
i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on					
ii. 🛭 Other					
	dment/Reply iii. 🖸 iiit(s)/Declaration(s) iv. 🖸	Information Disclos	ure Statement (IDS)		
2. Miscellaneous					
a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months: Fee under 37 CFR 1.17(i) required) b. Other					
3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filled a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to					
Deposit Acce	ount No. <u>02-2105</u>		NI ABEF EJ	7.117.76	
Deposit Account No. 02-2105 i. ⊠ RCE fee required under 37 CFR 1.17(e) ii. ⊠ Extension of time fee (37 CFR 1.136 and 1.17)					
iii. Other	TOTO WITE 188 (S) CFR 1.136 at	······································			
	b. Check in the amount of \$ enclosed				
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED					
Name (Print / Type) Barry E. Negrin		Regis	Registration No. (Attorney/Apent) 37,407		
Signature	12 E. CAS	Date	April 20, 2005		
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mall in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.					
Name (Print/Type)	Barry E. Negrin				
Signature	13-6	Date	April 20, 2005		
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Inits collection of information is required by 37 CFR 1,114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1,14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burdon, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.